IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 21ST NOVEMBER 2007 / 30TH KARTHIKA 1929

Bail Appl..No. 7124 of 2007

(CRIME NO. 597/2007 OF KOTTIYAM POLICE STATION
CRMP.3604/2007 OF II ADDL. DISTRICT COURT, KOLLAM
.....

PETITIONER/ACCUSED NO. 2:

JUDE, AGED 26 YRS,
S/O. AUGUSTINE, TANNIES VILLA,
VADAKKE MYLAKKADU, KANNANALLOOR P.O.,
THAZHATHALA, KOLLAM.

BY ADV. SRI.SUKUL KHADER

RESPONDENTS:

THE SUB INSPECTOR OF POLICE,
KOTTIYAM, POLICE STATION, KOLLAM
REP. BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA.

PUBLIC PROSECUTOR SRI. S.U. NAZAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 21/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

B.A. NO. 7124 of 2007

Dated this the 21st day of November, 2007

ORDER

Application for regular bail. There is no representation for the petitioner. I have perused the petition. The petitioner is the 2nd accused. Two persons were allegedly proceeding on a motor-cycle. The police showed signal to them to stop the vehicle. The vehicle was not stopped. It sped away. The police chased the vehicle and ultimately stopped the vehicle. One of them (A1) took to his heels and could not be arrested. The petitioner was arrested and he continues in custody from 15/10/07. A dangerous weapon was allegedly found in the possession of the petitioner. The petitioner remains in custody from 15/10/07. The petitioner is not shown to have any criminal antecedents. The crime was registered under Sec.333 of the IPC and Sec.27 of the Arms Act. Investigation is in progress. The 1st accused has not been arrested so far.

2. The learned counsel for the petitioner prays, the

learned Public Prosecutor does not oppose the said prayer and I am satisfied that the petitioner can now be enlarged on bail subject to appropriate terms and conditions.

3. **In the result:**

(a) The application is allowed.

(b) The petitioner shall be released on bail on the following terms and conditions:

(i) The petitioner shall execute a bond for Rs.50,000/- with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

(ii) The petitioner shall make himself available for interrogation before the Investigating Officer on all Mondays and Fridays between 10 a.m. and 12 noon for a period of three months and thereafter as and when directed by the Investigating Officer in writing to do so.

(R. BASANT, JUDGE)

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